

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHODS OF TREATING SKIN WITH DIPHOSPHONATE DERIVATIVES**, the Specification of which:

- ☐ is attached hereto.
☒ was filed on **April 16, 2004** as Application Serial No. **10/825,703**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 or 365(b) of any foreign application(s) for patent, United States provisional application(s), or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
60/330,230	USA	October 18, 2001	YES
(Number)	(Country)	(Date Filed)	Yes/No
(Number)	(Country)	(Date Filed)	Yes/No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below or any PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to

disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

PCT/US02/32959	October 16, 2002	Nationalized
(Application Serial No.)	(Filing Date)	(Status)
(Application Serial No.)	(Filing Date)	(Status)

I hereby direct that all correspondence and telephone calls be addressed to Steven L. Highlander, Fulbright & Jaworski L.L.P., 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (512) 474-5201.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

Inventor's Full Name:	Stephen	J.	Moloney
Inventor's Signature:	<i>Stephen J. Moloney</i>		
Country of Citizenship:	United Kingdom	Date:	<i>6/3/04</i>
Residence Address: (street, number, city, state, and/or country)	306 Army Boulevard San Antonio, TX 78215		
Post Office Address: (if different from above)			

Inventor's Full Name:	Albert	A.	Jecminek
Inventor's Signature:	<i>Al A Jecminek</i>		
Country of Citizenship:	USA	Date:	<i>6-11-04</i>
Residence Address: (street, number, city, state, and/or country)	105 Ponca Bend San Antonio, TX 78231		
Post Office Address: (if different from above)			

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen J. Moloney
Albert A. Jecminek

Serial No.: 10/825,703

Filed: April 16, 2004

For: METHODS OF TREATING SKIN WITH
DIPHOSPHONATE DERIVATIVES

Group Art Unit: 1614

Examiner: Unknown

Atty. Dkt. No.: ILEX:064US

**DESIGNATION OF PATENT PRACTITIONERS NAMED
IN THE POWER OF ATTORNEY**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

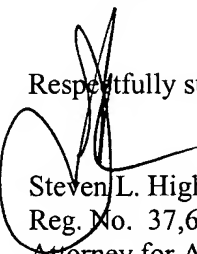
Sir:

This paper is submitted to identify which patent practitioners named in the attached Power of Attorney are to be recognized by the Office as being of record in the above-captioned application. The following ten (10) patent practitioners listed in the attached Power of Attorney should be designated as being of record in this application:

David D. Bahler, Reg. No. 30,932;
David L. Parker, Reg. No. 32,165;
Mark B. Wilson, Reg. No. 37,259;
Steven L. Highlander, Reg. No. 37,642;
Robert E. Hanson, Reg. No. 42,628;

Michael C. Barrett, Reg. No. 44,523;
Mark T. Garrett, Reg. No. 44,699;
Gina N. Shishima, Reg. No. 45,104;
Michael R. Krawzsenek, Reg. No. 51,898; and
Monica A. De La Paz, Reg. No. 54,662

Respectfully submitted,


Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
512.474.5201
512.536.4598
Date: January 3, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen J. Moloney
Albert A. Jecminek

Serial No.: 10/825,703

Filed: April 16, 2004

For: METHODS OF TREATING SKIN WITH
DIPHOSPHONATE DERIVATIVES

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: ILEX:064US

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73
AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

Louis T. Pirkey, Reg. No. 22,393; David D. Bahler, Reg. No. 30,932; Christopher R. Benson, Reg. No. 31,941; David L. Parker, Reg. No. 32,165; Richard J. Groos, Reg. No. 32,231; William G. Barber, Reg. No. 33,154; Michael S. Metteauer, Reg. No. 34,875; Jeffrey D. Mills, Reg. No. 39,954; Mark B. Wilson, Reg. No. 37,259; Steven L. Highlander, Reg. No. 37,642; Stephen P. Meleen, Reg. No. 40,724; Robert E. Hanson, Reg. No. 42,628; Michael C. Barrett, Reg. No. 44,523; Mark T. Garrett, Reg. No. 44,699; Gina N. Shishima, Reg. No. 45,104; Charles P. Landrum, Reg. No. 46,855; Gilbert A. Greene, Reg. No. 48,366; Michael R. Krawzsenek, Reg. No. 51,898; Sharon A. Beresford, Reg. No. 52,615; and Monica A. De La Paz, Reg. No. 54,662;

each an attorney or agent of the firm of FULBRIGHT & JAWORSKI L.L.P., as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent,

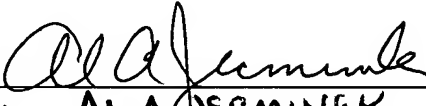
and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to ILEX Products Inc., referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Steven L. Highlander
FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

ASSIGNEE:
ILEX Products Inc.

By: 
Name: AL A. DECMINEK
Title: VICE PRESIDENT
Date: 6-11-04

ASSIGNMENT:

☒ Concurrently filed
☐ Previously recorded
Date: _____
Reel: _____
Frames: _____

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to ILEX Products Inc. (the "Assignee"), having a place of business at 4545 Horizon Hill Boulevard, San Antonio, TX 78229-2263, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, Serial No. 10/825,703 which has been filed on April 16, 2004 and is entitled "**METHODS OF TREATING SKIN WITH DIPHOSPHONATE DERIVATIVES**", such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: Stephen J. Moloney
Name: Stephen J. Moloney

Date: 6/3/04

STATE OF TEXAS)
COUNTY OF BEXAR) ss.

BEFORE ME, the undersigned authority, on this 3rd day of June, 2004 personally appeared Stephen J. Moloney, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.



[Signature]
Notary or Consular Officer

Signature: Albert A. Jecminek
Name: Albert A. Jecminek

Date: 6-11-04

STATE OF TEXAS)
COUNTY OF BEXAR) ss.

BEFORE ME, the undersigned authority, on this 7th day of June, 2004 personally appeared Albert A. Jecminek, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.



[Signature]
Notary or Consular Officer

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701